IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.658 OF 2005
IN
COMPANY APPLICATION (L) NO.448 OF 2005
IN
COMPANY PETITION NO.166 OF 2002

State Bank of Patiala Appellant

versus

M/s.Modistone Ltd. and another Respondents

Mr.Prakash Shinde i/by M.Dhruve & Co. for appellant.

Mr.D.H.Mehta i/by Mr.R.D.Suvarna for respondents.

Mr.P.G.Rao, Dy.Official Liquidator.

CORAM : DR.S.RADHAKRISHNAN AND
S.C.DHARMADHIKARI, JJ.

DATE : 19th September 2005

PC :

1. Heard learned counsel for the appellant and the respondents. By this appeal the appellant is seeking to challenge the order dated 21st April 2005 passed by the learned Single Judge, which is not a judgement or an order appealable under Letters Patent. As such, the appeal itself is not maintainable. Over and above, the learned counsel for appellant has stated before the

learned Single Judge that they will make the proportionate payment with regard to the security charges within a period of 15 days. Under these circumstances, we do not find any reason to entertain the above appeal. Appeal is dismissed.

(DR.S.RADHAKRISHNAN, J.)

(S.C.DHARMADHIKARI, J.)